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IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1991

FRANCIS R. FITZSIMMONS and

ROGER TOWNE (Petitioners)

-vs-

UNITED STATES OF AMERICA (Respondent)

APPENDIX

VOLUME IV

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12pp

TABLE OF CONTENTS

Page

Transcript: Schultz/Fitzsimmons

Telephone Conversation of 5/1/85

(9 a.m., Continued from Volume III) . . .201

FF: No. You see, LENNY, these cocksuckers are, are, f-, are, are, they went after ED BROWN who was the principal.

LS: Yeah. Is he dead?

FF: Dead.

LS: Huh?

FF: Dead.

LS: That's what I heard, he died.

FF: Died of cancer. ALLEN DORFMAN was another one hooked into this case.

LS: Yeah.

FF: Dead.

LS: Dead. What the hell happened to him? (Laughs) I think, I think his friend walked him into the trap, Mister, what is it' FREIDMAN or somethin'?

FF: Yeah.

LS: Huh? Musta took him to lunch. When they take ya to lunch, you're in bad shape (unintelligible).

FF: Right.

LS: Huh? Right or wrong?

FF: That's right.

LS: Huh? I, I wouldn't go to lunch with nobody. (Laughs)

FF: So, anyway, uh, and I, I, I asked HAROLD 'cause he's researched these cases. Now, he's had this case since January.

LS: Yeah.

FF: He says he can't believe it.

LS: You know what? I gotta tell you somethin'. Believe it or not, it's the bottom line, what's gonna happen. The bottom line is that leave me tell you something. You go through one crisis, you have so

many friends. You go through another crisis and you lose the first crisis friends, then you come down to the bottom of the barrel, right? And then when you come out of the can again, DICK who? There ain't no more benefits, right? Nobody there. They, they get tired of this shit.

FF: Hmm.

LS: Everybody gets tired of it and, you know, hey, what else the guy doin'? It's adamant, you know. Who, who can advise somebody what to do? Uh, it comes a time when you, when you say to yourself, hey, fuck you guys.

FF: Well, there. Hey, he's made, he's filed motions. He filed motions last week. He filed five motions,

six motions. And, and these, he, he tells me that under the statute . . .

LS: Yeah.

FF: The statute of limitations has run out on 'em, on the two cases. Right?

LS: How?

FF: On the five years.

LS: Oh, I see.

FF: Right. And you're, eh, eh, in the day we're really think and wanta go to court. You see, let me tell you something, whenever Senior died, or, let's, let's go back a little bit.

LS: Yeah.

FF: Back in June, July or August of 1979, I, I was under indictment. ROGER TOWNE and ED BROWN came and

was with BOBBY, BOBBY and I as trustees, we took them up north as far as the Seminar. We liked their pro', I liked their program.

S: Uh huh.

F: It was this, uh, cap', uh, caputated program. And every insurance company in, in business today is doing it.

S: Yeah.

F: It was a hell of a program. They just were fuck-offs. They, you know, they were taking all their fucking money.

S: You know how I heard of 'em. You know I heard of 'em, uh, through, uh, TED DAMES.

F: Yeah.

S: You know. He's at, he's, you know, he's in that, uh, with the clinics

20:

and an industrial clinic, and what happened was. He told me about these guys, but nobody had a chance to bring their programs in except those guys into the TEAMSTERS.

FF: No, not true.

LS: It's not true? Well.

FF: Hey, not true back in 79. Now, what happened whenever they went from the HEALTH AND WELFARE, you know, and all this other, aye, uh, outpatient stuff.

LS: Yeah.

FF: That started happening in 1980 and 81. Fuck, I was in the shit house.

LS: Yeah.

FF: You know.

LS: Yeah.

The only thing that I brought 'em in and we brought 'em, the trustees . . .

Yeah.

. . . brought 'em in on was the goddamn dental program which saved us for Christ's sake, the first year three million dollars.

Yeah.

It's no hocus-pocus . . .

(Unintelligible)

. . . uh, deal. You know.

I, you know, I have some clients, too, right now that they, they, the goddamn HEALTH AND WELFARE is so high, we're, we're looking for H. M. O.'s. We're looking to go another way and I'm scared to go with anybody. I'm, I'm, I'm looking at programs right now, but,

uh, you know. I had this gal come in that was with this TOWNE or someone. This gal came in there and presented a program and then she, she mentioned their name. I told her I'm not interested. Hah, I told her to get out.

FF: Mm hmm.

LS: You know, I don't do no business with anybody like that. I, I wouldn't recommend it to my client at all. You know what I mean? Or to the, uh, the industry, uh, as a whole because, hey, I, I mean they're tarnished like you ain't never seen.

FF: Mm hmm.

LS: No. Pro-.

FF: Well, I . . .

LS: (Unintelligible)

FF: I, I agree and, and . . .

LS: And these guys are flying in with planes?

FF: But, d-d-d.

LS: But they came in and let me tell you something. They came in from what I gather, that I heard, recommended by DORFMAN. That's the way they came in originally, that outfit.

FF: Mm hmm.

LS: Follow? This is the way I heard it. That DORFMAN is the one that okay'd 'em all over. You follow? That's the way I heard it and when I heard that, I, say hey, fuck it, I don't want no part of these people. I wouldn't take this program to anybody.

FF: Mm hmm.

LS: Because once you get involved there, you got a problem. I don't have to tell ya.

FF: Well, anyway.

LS: (Unintelligible). Yeah.

FF: The program, you, you can't flaunt the program. The program . . .

LS: Yeah.

FF: . . . is excellent.

LS: Yeah.

FF: NOW, the Administrators of the program may...

LS: Oh, fuck yeah.

FF: . . . be fuck offs. But the program is, hey, I'd go for it again.

LS: Yeah.

FF: Because it is definitely a savings. You know, we won't get into that.

LS: Yeah.

FF: But that's how it all happened. Now, whenever this program was talked about and they, and we in the MICHIGAN CONFERENCE had adopted it, right?

LS: Yeah.

FF: And the dental. I went out and I went to Florida and seen JOE MORGAN. Introduced them to JOE MORGAN.

LS: Yeah.

FF: Right? Paid my own fare, but I think, I think, and you know, that, that, that's a long time ago.

LS: Yeah.

FF: I think, you know, how you go out where, we're, we're going as a group here. I'II introduce you to JOE MORGAN. Explain your deal to him and away you go.

LS: You opened the door.

FF: I opened the door. Now, they may have paid for my fuckin' room, but I paid for the dinner, you know, and . . .

LS: Yeah.

FF: . . . but they, I paid my own air fare.

LS: Yeah.

FF: Right?

LS: Yeah.

FF: I went out to California, all right? Did the same thing. Went to Washington, did the same thing. You know.

LS: Yeah.

FF: I, I introduced him to JOE T.

LS: Hmm.

FF: Now they got, on three different occasions, I think they, they, I'd

like to say they didn't, but I wouldn't swear to it. I think they picked up my room.

LS: Yeah.

FF: Maybe bought me a dinner.

LS: Yeah.

FF: What, am I fuckin' indicted for that?

LS: I don't know. Boy, that's bad. That's bad. Isn't, isn't, uh, uh, CHUCKIE O'BRIEN workin' for MORGAN?

FF: Yeah.

LS: He's back with the TEAMSTERS.

FF: Right.

LS: How the hell did he get back?

FF: Well, five years.

LS: What do you mean, five years? He had a wait . . .

FF: My old man, my old man bought the fuckin' deal, just like GEORGE VALENTE.

LS: Yeah.

FF: My old man bought his fuckin' deal.

LS: Yeah.

FF: You know.

LS: Yeah. Let 'em come back.

FF: Let 'em come back. Yeah. CLYDE told me I could probably get the deal . . .

LS: Yeah.

FF: . . . and come back. You come with fifteen thousand dollars to go to fuckin' court and do this and do that and you could probably get the restriction lifted.

LS: Lifted for fifteen grand.

FF: Yeah.

LS: Eh, you believe that?

F: No.

S: I don't believe it. And what I . . .

F: But I do know that through Senior . . .

S: Yeah.

F: . . . I know JOE or GEORGE VITALE got his deal that way.

S: Got, got it lifted?

F: Right.

S: Hmm.

F: And I do know that CHUCKIE got it lifted.

S: Oh, he got, they, they owe CHUCKIE plenty, right?

F: Well.

S: You know.

F: He got it lifted.

S: Huh?

F: He got it lifted.

LS: Yeah, is CHUCKIE back in town?

FF: No.

LS: Where is CHUCKIE?

FF: In Florida, he's workin' for the SOUTHERN CONFERENCE.

LS: Yeah, someone told me he was in town here recently or is in town.

FF: He may of, he may of come to town, but, uh.

LS: Who's the, who's he got 't come into town for?

FF: I don't know.

LS: Huh? You know what's gonna happen here, got a tenth anniversary coming up with HOFFA dead. You know, I hope I don't get any more publicity. I had enough.

FF: Yeah.

LS: Did you ever hear of me of all people, huh, gettin' thrown into

that suit. Would you believe it? Huh? Isn't that somethin'?

F: Hmm.

S: Unbelievable, isn't it? I can't believe it. You know, when my name came out, I, I, I was stunned. I was sittin' with my wife watchin' television. And I understand, uh, uh, JIMMY'S son, he don't get too much work there no more either no more. He's on the outs, his son.

F: Well, hey, you know, that, that was the deal because he, that started even, uh, uh.

S: Way back.

F: Way back.

S: Yeah. I gotta tell you somethin'. You know, you hear all kind of rumors. Your father was involved

and I was involved and this one was involved.

FF: Well, you see what they're doing, LENNY, and, and here's where I say it's, it's a conspiracy. Is they will never let the fuckin' thing. Here they go, hey, like you say, ten fuckin' years this year.

LS: Yeah.

FF: Since HOFFA has been gone.

LS: Yeah.

FF: And headlines...

LS: Yeah.

FF: . . . just here, what four weeks ago, five weeks ago?

LS: Yeah, that guy, yeah.

FF: About this fuckin' shithead that said, eh, uh, uh, that, uh.

LS: In the can or somethin'. A Program, some program.

That he, it's a program about...

Yeah.

. . . he was . . .

AL is his name.

Yeah. Now, now what, what do they bring that up for?

I gotta tell you somethin'. I gotta tell you somethin'. I hope they find where he's at. (Laughs) That ends it.

I really, I, I wish the fuck they would find him.

'Cause I gotta tell you somethin'.

You know, you gotta figure. You know, you got TONY PRO is in the shit house.

Yeah.

. . . because of that.

Right.

FF: GIACCALONE's in the shit house because of that.

LS: That's right.

FF: Uh, I don't know who else, uh.

LS: Well, there's, there's quite a few people.

FF: But.

LS: TONY PRO ain't never gonna get out.

FF: No.

LS: Never. Never. And TONY's comin' out in January I hear. I don't know what's gonna happen to him when he gets out. I gotta tell you something. Look at (unintelligible) has grand jury evidence 'cause (unintelligible). My, my . . . I gotta tell you somethin'. It is devastating. It's like the plague. Do you know what the plague is? Huh?

Knowing people like this, socialize and do you realize what it does to you? Huh? Kills you forever. You don't have a ' chance. Just by association and being social in anything and you're gone. I mean you're through. And, uh, this is what happens. Uh, I, I gotta tell ya. I, I stay away. I stay as far away from 'em.

Well, hey, I don't participate with the fuckin' TEAMSTERS in nothing.

Good.

I don't even, and I don't even socialize with LARRY and with BOBBY, Jr.

Yeah.

None of 'em.

Well, whatcha call see, CHUCKIE, listen, CHUCKIE COLLINS started

living high on the hog, you know, big time even in the bars, the broads, uh, what did he, built a home I heard, or somethin', a big home. Where in the hell does that money come from, you know. You, you're lifting eyes. Your eyebrows are, you're, when you start living beyond your, your means, hey, you always got somebody that says, hey, what's this, right?

FF: Mmm hmm.

LS: It creates attention. So, where there's smoke, there's fire. And, uh, this is what the hell it was. And, uh, runnin' all over, and this BROWN was tellin' everybody in town that they had the connections with the TEAMSTERS. They told everybody. Hey, ain't nobody gonna

get nothin' there. Look at BOB COY how he came up. Look at him. Unbelievable. I knew BOB, uh, you know, when I negotiated contracts with him. Today, eh, he's the big, the big guy there all of a sudden. Huh?

FF: Mm hmm. Mm hmm.

LS: You know, he was a piece of shit. (Laughs) He was a piece of shit if there ever was one, right? Look at him. Does he, does he talk to you?

FF: Fuck no.

LS: Huh?

FF: Well, hey, I can't, when I say he don't talk, he don't talk to me 'cause I don't talk to him.

LS: Yeah.

FF: You know, I, hey, I just don't go around them guys anymore.

LS: But there's VITALE. He moved out of there, right?

FF: Right.

LS: Why did he move? Look what's happening.

FF: Well, he had, you know, he hooked into a fuckin' deal and, uh, his big argument was with, uh, HOLMES.

LS: With HOLMES, yeah. But because he says HOLMES fucked him out of the insurance deal.

FF: Right.

LS: Yeah, and BOBBY's got a halo, nobody like nobody's got, right? You know? He's got a halo over his head. So, what's gonna happen?

FF: I wish the fuck I knew.

LS: Huh?

FF: I know they're gonna, I know goddamn well they're going to

put in and, uh, uh, you know. They're gonna, uh, answer these motions I think on the fourteenth or somethin'.

LS: But you know the judge is gonna, what judge?

FF: FREEMAN.

LS: Judge FREEMAN? He had my libel case against, uh, uh, READER'S DIGEST. Heh, that's a tough little guy.

FF: Mm hmm.

LS: You know, he don't hear too good, but he hears what he wants to hear.

FF: Well.

LS: And you better believe it.

FF: Hey, uh, uh.

LS: He's sharp.

FF: Here's what I thought about him. He's a, he's a . . .

LS: Fine gentleman.

FF: . . . if you're right, if you're right, you're right. And if you're wrong . . .

LS: Oh yeah, no monkeying around with him, yeah.

FF: No, there's no . . .

LS: No bullshittin' with that judge.

FF: Right.

LS: You know, I saw at the trial, he, uh, he- he, I've gotta tell you somethin'. Very fine judge. He knows what he's doin'. He don't hear too good, but he hears what he wants. And whenever they made a motion, he went right to the books, right to the law books.

FF: Well, and that's, that's why GUREWITZ seems to think that well,

we'll get a fair deal from him because, ya know.

LS: He's, he's not gonna dismiss nothing. He's gonna let you go to a jury and let the jury do it if you're going to a jury 'cause I gotta tell you somethin. I, I've been around lawyers too long and I don't have to tell you how they operate. If they got it, understand? And they know they got' the law, they go right to a judge and they don't, uh, ask for juries. They go right to a judge 'cause the Judge is gonna rule that the law says and prescribes that, uh, hey, there's no merit. But when, but it isn't that way (unintelligible), they tell you they gotta file briefs,

and they go through the goddamn motions and you know what that is? It's a stall tactic, I've learned that. I, hey, I've had it with 'em. I've, I've paid too much money for lawyers. I've been screwed around so much that I'm sick of 'em. I, I'm sick of lookin' at these guys. I tell you somethin'. Look at what that guy did to me. Eh, you know, I got him disbarred for forty-five days was suspended. Took him to the, uh, Grievance, uh, Committee of the Bar Association. He didn't, he, he this guy didn't even file answer to the interrogatories of the OAKLAND PRESS and they made a motion before Judge O'BRIEN to dismiss with prejudice and the

judge granted 'em which threw my case out. And this guy tells me all the time, you know, we guaran', he guar', let me tell you somethin'. When I started to sue originally, I didn't go there to sue for money. AlI I wanta do is get all this bad publicity out of my hair and sue these papers because I was being done in by and for nothing. All I was worried about is my wife, my kids, my grandchildren. You know what I mean? That's all I was concerned. I didn't care about myself. I just didn't want this (unintelligible). Everywhere I went people looked at me like I had horns in my head. So, what happened is, you know, there's LEONARD SCHULTZ, there's LEONARD

SCHULTZ, you know, eh, eh, ya know, enough is enough. Hey, you can just take so much of it. And so what happened is I went up there and I told 'em look, I, how much do you charge an hour? All I want you to do is start suing these people, but I, I'm not doin' it for money, follow? But when he started getting any, he says, hey, wait, there's a lot of money here. I'll guarantee you're gonna win this and I guarantee you're gonna win this here. Hey, guy didn't do nothin'. All he did was screw me around. He forgot to answer this motion, that motion and this is the kind of lawyer I had. So, finally, they threw the case out. So, I was sayin' to my wife, I says, you know

what? This guy came to my house on a DETROIT NEWS case one day and told me, you know what, cried. He said you get me disbarred and you can sue me for malpractice. He tells me this on a Sunday. He came knocking on my door. He goes and I didn't know that he did it then, anything wrong. But he's tellin' me this so I says, NEIL, I didn't hire you to get you disbarred or, or get you, or sue you for malpractice. I hired you to get these people off my back, allright? That's all I was concerned about. I'm worryin' about my family and myself here. I says, (unintelligible) in my labor relation work and everything and I says, another thing is, you know,

your dad, a lot of us spent a lot of money to put him through college. I says, my son had sixteen hours, LOWELL had sixteen hours left to be a, a lawyer and all the publicity killed him at the DETROIT COLLEGE of LAW and all the guys there tell hey, what is this here, you know and he couldn't take it no more so he had to leave. And I says, I know what I went though and agonized because my son couldn't become an attorney and I says, you know, I can imagine if your, what your mother and father would agonize if I went ahead and did this here. If you tell me I can do this here. I said what are you gonna do in the future in the other cases? You know. Then he

started crying and telling me, he says, you know, he says, I'm so happy that you understand and I said, I don't understand nothin'. I told 'em that I didn't hire for you, for me to understand anything except that you're an attorney, do your job. I says, but I didn't hire to get rid of you that way or, or to hurt you that way. I hired you because someone said that you were an attorney that fought these causes and that you had a reputation for that and I said this is the reason. I said, I felt that, uh, you would understand my position. But anyhow, and who you talking to? The, the, the end result was, you know, my wife just made up our mind, hey, enough was

enough and when I do this, I, I FF:
went ahead and, uh, found, uh, I LS:
went up to this SCHWARTZ guy that FF:
handles the grievances and I told
'em the story and hey, he said the LS:
guy, the guy did wrong. That's it. FF:
He says, he says, and we wanta go
after these kinda guys 'cause these LS:
lawyers take your money and hey,
you're dead.

FF: Right. FF:

LS: Hey, they think nothin' fifteen, LS:
twenty thousand, lt's nothin'.

FF: Fuck, I said this, this thing's
costin' me thirty grand.

LS: Thirty grand, there you are. Now, FF:
you see. And then when you come up LS:
there, I need more money and I need FF:
more money. You know, ta, come on. LS:
Where does it come from? FF:

That's right.

Where does it come from?

Well, hey, I, I'm gonna have to sell my fuckin' place in Florida.

Yeah.

And, uh, probably if I'm shot, just sell my house.

Sell your place in Florida, sell your house. Then what? Whatta you do with your family?

That's right.

Whatta you do with your wife and kids? I don't know. Do you think if you pled guilty, it would help you better?

Fuck no.

Why?

That's what I did last time, LEN.

And it didn't give...

And it killed me.

LS: Oh, they didn't give you probation?

FF: No.

LS: Boy, you're in a bad spot. I'II tell ya that, DICK. I'd do a lot of thinkin' about this here. What do these guys mean to ya?

FF: What?

LS: The guys that you're in-involved with.

FF: LENNY, I don't know what the fuck their deal is. I don't know nothin' about SOL SCHWARTZ.

LS: Yeah. Who is he?

FF: I don't.

LS: Who is SOL SCHWARTZ?

FF: He was ALLEN DORFMAN's partner.

LS: Oh, oh, oh.

FF: I don't know what ED BROWN and, and ROGER TOWNE did.

LS: Yeah. Who's in trial with ya?

FF: All five of 'em.

LS: Yeah.

FF: You got fuckin', uh, TERRY PORTER.

LS: Yeah.

FF: Uh, hey, fuck 'em. Hey, if I knew.

LS: Yeah.

FF: If I truthfully knew.

LS: Yeah.

FF: I'd tell 'em, but I don't know what the fuck they're talkin'. They're talkin' about skimmin' a million dollars, uh, uh; uh, a fuckin' month. Uh, uh, or somethin'.

LS: Hey, between you and me, you don't, you don't think they did it' do ya? (Laughs)

FF: Well, I don't know what they did.

LS: I know, I'm saying between you and me. You know. Come on.

FF: I don't know what that (unintelligible).

LS: Somethin' went off there, well, you know, here's a guy, uh, who stood, come on, his father and him were, uh, close to JIMMY HOFFA like you ain't never seen the DORFMAN'S. Come on.

FF: Right.

LS: They were close to your dad.

FF: Right.

LS: Right? Yeah, let's face it. They don't kill a guy unless there's somethin' wrong. Whatta you think, they just go out and kill people?

FF: I . . .

LS: There's gotta be a reason.

FF: I don't, hey, like I say, and that, that's really the bullshit in this case.

LS: (Coughs)

FF: Just like whenever PETE WILDEMIRE come out and says, hey, uh,' and, and, you know. I didn't say it to him. I, uh, uh, I forg', I don't know where the hell I said it, but I says no fuckin' way am I going back to jail.

LS: That's right.

FF: Right?

LS: Yeah.

FF: 'Cause I told PETE WILDEMIRE write that story about BOBBY HOLMES and everything. Truthfully, LENNY? I don't know if . . .

LS: Hey, you talked to PETE WALDME?

FF: WALDEMIER.

LS: PETE WALDEMIRE.

FF: Yeah.

LS: Yeah, you know the story there.

FF: Right.

LS: I know, I know MARTY when I talked to him, and MARTY says to me, he says, hey, if I was DICK, fuck them guys. That's what he says. Enough is enough.

FF: Yeah, but he, hey, Jesus Christ, if the government can, see, hey, I thought okay. The government's gonna come and they're gonna ask and, uh, try to make a deal, right? Like I told HAROLD, they can stick their deal up their fuckin' ass because I don't know. I don't know if ALLEN had a connection and with, uh, uh, ALLEN DORFMAN, or BOBBY HOLMES did.

LS: Yeah.

FF: I don't know if TERRY or ROGER, uh, uh, EDDIE BROWN had a connection

with ALLEN DORFMAN. What the fuck? I don't, I don't know 'cause I didn't participate.

LS: Tsk, tsk, tsk. Well, you're, you're in a bad position, honest to God you are. How you get yourself into those positions.

FF: You're in that fuckin' position just because I, I was, I was in a position.

LS: You see, leave me tell you somethin'. You know, when you look down on what's happened here, with the TEAMSTERS and, uh, you know, JIMMY HOFFA didn't get killed because of, uh, somebody just, uh, decided they're gonna kill 'em. There's reason, right? They kill ALLEN DORFMAN because there was no reason. There's a reason. He

either fucked somebody, right?
He fucked somebody.

FF: Mm hmm.

LS: Or he knew too much and they thought he was gonna be weak, right? But you know that from, what I hear, from people that ALLEN DORFMAN was not that way. He wasn't weak or anything.

FF: Mm hmm.

LS: But they, they sure led him down primrose lane, eh, eh. You know, dumped the guy. The same way with JIMMY. You know, JIMMY was rambunctious, uh, from what I gather, uh, he, he, he wouldn't let anything alone. He, he just gone wild. Boom, whatever happened happened, but like I say, uh, ain't nobody knows anything. That's the

problem. (Laughs) You see, and the government don't wanta hear that shit. You gotta know somethin', you know.

F: Yeah, well listen,

S: Hey, you know what I'm talkin' about?

F: I don't know.

S: Did you hear me? You gotta know somethin'. You see, the government don't wanta know that shit, but you know, you wanta know somethin', that's the way they are and that's the way they are. They don't wanta hear that bullshit. Don't know nothin'. Gotta know somethin'. These cocksuckers, I'II tell ya somethin'. They get you right in the middle and you have no way to get out. Isn't that amazing, huh?

FF: Mm hmm.

LS: Whatta you do afterwards?

FF: That's it.

LS: That's it.

FF: Well, fuck, hey, hey, hey, I'm goin' through that right now.

LS: What's that?

FF: Yah, whatta you do afterwards?

LS: Whatta you do? Yeah.

FF: That's the, that's the thing and just like I told ya.

LS: Now, if you go away, how much time can you get?

FF: How do I know?

LS: Well, you're a two-time loser if you get found guilty, you know. Hmph. Does this come under that racketeering act?

FF: Sure.

: Oh, shit. You can get twenty-five years on that if I'm, if I'm correct. Sure, you can get twenty-five seasons.

: Yeah.

: Oh, that's your whole life, DICK.

: Right.

: (Sighs). How about your wife and kid?

: Ah well, you know, shit, uh.

: What?

: She's hurtin'.

: Hurt, come on.

: Christ, the kids are all all right. They're all married. MARY, all . . .

: Yeah, but everybody, everybody, uh, uh, is, is, gosh, that's bad news.

: Yeah.

LS: I didn't know, DICK. I didn't know you came under that act.

FF: Yeah.

LS: Well.

FF: They're filing it under it. RICO.

LS: Yeah. And they'll make it stick to them guys. I'II tell you somethin'. What the heck's that guy's name? I'm tryin' to think of that man's name down there.

FF: Oh, JOHN, uh, NEWCOMER.

LS: NEWCOMER is it or someone else?

FF: No.

LS: No, I don't think that's the name.

FF: No. JOHN NEWCOMER's the one that's handling ours.

LS: Yeah. Real capable guy, that one, but there, well, he's a capable guy I hear. But they're career guys,

boy, they don't take no shit about nothin', you know.

F: Mm hmm.

S: They don't deal or wheel with nobody. Have they asked you ta, did they come to you?

F: No.

S: No? Maybe they're waitin' for you to come to them. (Laughs) Shit.

F: You know, you go or you figure hey, just like I told

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S: Yeah. It's gonna keep continuing.

F: Right.

S: I wish, you know what, you know the old story is, the old story, the, the end is, the, the end is like a lot of these guys, you know, you gotta come ta them. You gotta help 'em. They'll help you if you'll

help them. That's what the, you wanta know somethin'? I gotta tell you somethin'. This is no bullshit. Years ago, there's an old timer FBI Agent named JOE IZER (phonetic). Real classy guy if you ever saw one. And, you know, he, uh, he had, he pinched me a couple of times. Ah, this, this, this was in the forties and he said to me one time, you know those days you paid the cops off, you know, DETROIT POLICE DEPARTMENT. I don't have to tell you about the DETROIT POLICE DEPARTMENT in those days. Everybody went, you know, you, you, you, you, you know, for a hundred bucks, five hundred bucks, you could do anything in those days. And they're all thieves and they

use ta, they use to nail you and, and, and grab you. I use to come home to my mother when I lived, before I was married. They'd sit on the porch and grab me, you know, hey, LENNY, cost ya five hundred dollars ta, you know, go spend on seventy-two hours. They give you what they called the loop from one station to the other so the lawyer couldn't find ya. And I went through that quite a bit at that time and what happened is, he said to me, you know, every man has his price. I have yet to find a man that can match my price. Understand? So, you know, he had, he had no price (laughs). Right? All right, this is an honest guy, but he, you know what he told me?

you know, it's amazing. He says, you think you're a solid guy and all that bullshit. You know you're tough and all that crap. He says let me tell you somethin'. Your hair would stand up the people that you think are solid that come through this door of ours. Put the finger on everybody.

FF: No, fuck. The guy's . . .

LS: They guys that you associate with and you, heh, did you hear? Everybody's out for their, his, their own ass. Did you hear? Did you hear me? I wanta tell you somethin' and you get goddamn tired of gettin' knocked off every time. You know, it comes, it comes to a point where the legit route is the best route. You know what I mean?

You don't have no problems. Eh, I haven't had any problems in twenty-five years except, uh, bad publicity that, that I got here being a, a social friend of TONY's when, when he joined the club and all the bullshit. Understand? And you're suppose to know better. They tell ya, you're suppose to know better, DICK.

FF: Yeah.

LS: You see? But you don't know better because these guys don't work. Understand? They got all the time in the world to belong to all the clubs. They live like kings and when they go to jail, nobody suffers financially, the family. Because they got so much fuckin' money, right?

FF: Yeah.

LS: They, they can withstand anything. They have it coming in all the time, see? They're, they're well prepared, but a guy like you and a guy like me, understand, nobody, like me, you know, I'm not a poor guy, but, but also I could never stand the gap. You know what I'm talking? Them, them guys got millions. I mean, they don't make it. It keeps coming in. Hey, and they use everybody. They use me, they'll use you, they'll use anybody.

FF: Mm hmm.

LS: Yeah, how many times when you worked for the TEAMSTERS did they come up to ya, hey, I need a favor? Right? And you did it, right?

FF: Mm hmm.

LS: You do favors for people.

FF: I, I've always done favors for that guy.

LS: Yeah, and what did you get for it?

FF: Nothin'.

LS: Shit. You see what I'm talkin' about? So, you made a few bucks here and there. Big goddamn deal. You know what I mean? So, what good is that money? In the total end, you're laying in the shit house and you and being used. Follow? Look, look how, if anybody should be on top of the heap, it should be you because your dad was a top guy. You know what I'm talkin' about? Top guy.

FF: Mm hmm.

LS: Right or wrong? And look, who was he grooming, grooming you. You know you coulda had, look what happened to 299. Now, I gotta tell ya somethin', I gotta I've, I've got a client. They did not negotiate a contract for three goddamn years, understand? And they never came to the place, never ans-answered any grievances of the employees or anything. Follow? And they screwed up the, uh, the, uh, accountability of the, uh, pension fund. They were billing wrong. Follow? And what happened is, and I told, uh, uh, DON DETERS got into the situation and I told DON DETERS, you know, you guys should go to jail. It wasn't DON's fault, but the other guys never

came out there and my client was paying the HEALTH AND WELFARE. He was paying the pension and his, and, and, and doing the check off for the dues to protect the guys for losing their goddamn pension. Now where were they to negotiate a contract? Understand? We coulda kicked all these guys out, fired 'em and everything. They didn't belong to no union, but I told my client, no, just keep paying it because some of these guys who worked there fifteen, eighteen years, how about their pension? You know, they go down the drain. And now it, it's straight out not they have, uh, what's his name, uh, MIKE HUGHES from LUPILO's office,

FF: Mm hmm.

LS: Who, who's, uh, who does the pen, CENTRAL STATE's pension work here. Understand? We went through a whole hellaballoo here. You know, he filed, uh, uh, action in the federal courts and everything. But we finally got it straightened out and, you know, I wrote letters, uh, back and forth and I finally negotiated a contract with, uh, what's his name, uh, DON DETERS came out with another guy, what's his name, JOE SENELLI?

FF: Yeah, JOE, JOSEPH SANTANA.

LS: SANTANA. J-J-JOE who?

FF: SANTANA.

LS: SANTANA. Well, finally I told 'em. Hey, what are you running, a circus up there? See what I mean? You're not protecting your membership and

these guys, you know what? They wanta get rid of the union and go to another. I says, you get rid of this union. What, what about your pension? You know, you blow this here. You know the government don't screw around when it comes to pension funds. Man, you go to jail. You can't fuck around with this stuff. I mean they're strict.

F: Mm hmm.

S: So, what happens is I finally negotiated a contract there. Hey, let me tell you somethin'. And these guys here were union, strong union guys and they saw what happened here. And you know who they love? They love me 'cause I went in there and, and did a job to help 'em. I straightened the whole

thing up and, uh, I, and you know what? I told 'em right up front when we were negotiatin'. I said your fuckin' union didn't protect you at all. Yeah, I told 'em the way it was and that's the truth, it was that way. Now this, what's his name? I don't know this guy. JERRY, what was the other, what's his . . .

FF: CARTWOOD.

LS: Huh? What kinda guy is he?

FF: He's a cunt. He's a fuckin', uh, he's one of these, he's one of these, uh, uh, they, uh, we can do this, we can do that. You know, just, uh, a typical fuckin', uh, uh, protestor.

LS: Yeah, but I understand some of the places he had when he was a

business agent, uh, he takes care of them pretty good. They don't get, have no hardships down at EASTERN MARKET or somewhere?

'F: Naw.

LS: Huh?

'F: Shit, he's, he worked for EARL SMITH.

LS: Who is EARL SMITH?

'F: EARL C. SMITH. Fuckin' trucking company.

LS: Yeah, but I hear he, you know, he takes care of certain people, this guy, eh, asshole. I mean what's happening over there?

F: I don't know. I have no idea.

S: You know, I don't go down there. I, I, I didn't even wanta, I, I negotiated on a site of this client of mine. I don't even go down to

the TEAMSTER hall. I really don't. There's no one, you know, no one to say hello to even.

FF: No.

LS: Even BOB is that way. And WENDT (phonetic), he's, he's the head of the joint council now?

FF: Yeah.

LS: And he, he took BOBBY HOLMES' place, right? And BOBBY, if something happens to PRESSER, BOBBY HOLMES is gonna be the next, uh . . .

FF: Well . . .

LS: . . . President of the TEAMSTERS.

FF: That's, that's, uh, that's been thought about.

LS: Yeah. Who knows? But from what I gather, he's lucky. He's lucky he

didn't get, get nailed in this thing here.

F: Well, I don't know. You know, the, the, the whole goddamn thing.

S: How are you with him, pretty good? Good buddies?

F: I, I thought he was.

S: Huh? Well.

F: He said, er, uh, like I say. Like I told FRANK. Uh, uh, BOB has never done anything to hurt me, but then he's never done anything to help me, so I mean.

S: He never helps nobody.

F: You know.

S: He's got that reputation. Hey, he's got his clique and that's it.

F: That's it.

S: LARRY's come a long way.

F: Yeah. LARRY's doin' good.

Yeah. Yeah, he's done all right.

Mm hmm.

He's gonna head up, uh, that local, right?

I think, I think he'll . . .

They'll turn it over to him.

He'll be right there.

Huh?

He'll be there.

Yeah. He'll take that . . . You know what, I gotta tell ya somethin'. I'm gonna see, uh, FRANK, on Friday. I, I'm suppose to have lunch with him. And you know, he was feeling bad, really.

Well, yeah. Hey, hey, you know, I mean I've known FRANK for thirty-five years. You know?

Yeah.

And, uh.

LS: Well, you guys, you guys grew up together.

FF: Right.

LS: MARTY told me. I remember, you know, MARTY way back. You remember when you, you go to lunch together.

FF: Right.

LS: Sure.

FF: But, uh.

LS: You know, MAR, uh, MARTY's a great guy and he's doin' good.

FF: Right.

LS: Yeah, he's got a fine job and he's, hey, he, he's a hard working guy. And FRANK's a hard working guy.

FF: Right.

LS: And he's brilliant, though. But he's in there with all them guys politically. He's in with the union there, with the UAW guys.

FF: Yeah.

LS: And everybody.

FF: Mm hmm.

LS: He's in with, uh, COLEMAN YOUNG. He's in with LUCAS. He's in with all of 'em. He's somethin' else. He crawls in, huh? Well, you remember I was at the cocktail party I had, uh, remember over at the YACHT CLUB or so about that . . .

FF: Yeah.

LS: Where was that, the ATHLETIC CLUB, right?

FF: Yeah, DETROIT ATHLETIC CLUB.

LS: Yeah. I mean, I was wondering what the party was for. He says, well, it's my way of thankin' them people, uh, for what they did for me. He had every political guy

that was, uh, or union guy was there.

FF: Yeah.

LS: HOWARD SHEFFIELD (phonetic), all them guys. I mean he knows them all, don't he? Huh?

FF: Well, you know, through that clinics and, uh.

LS: Yeah, he's a mixer, yeah.

FF: Yeah.

LS: Well, he's made a lot of money in that clinic.

FF: Oh yeah.

LS: And he's doin' real well. I run into, you know, like once in a while I go down, uh, maybe once a month or somethin' to the CHOP HOUSE for lunch with someone, I always run into FRANK and, you know, eh, we always bullshit.

He's, he's, he's such a nice guy. MARTY, I talk to quite a bit, too.

FF: Mm hmm.

LS: Here and there. MARTY's a good guy, uh, you know, and he got in because of, uh, over there, because, uh, what help, he does what he do, labor relation work originally or some?

FF: Who?

LS: MARTY.

FF: No. Fuck, uh, hey . . .

LS: You know that truckin end.

FF: Hear they were looking for somebody and, uh, you know.

LS: And they got him.

FF: You know DICK KNAPP, uh, who is a real dear friend of the, of my dad's, and, uh, everything and MARTY . . .

LS: Got the job first.

FF: . . . was just a, a, you know, I, I represented this company and that company and so whenever they were asked, uh, what they thought about MARTY, hey, shit, yeah, he's a good guy.

LS: Really. He's, he's a good person.

FF: You know, he, he, he truthfully went in through DICK KNAPP.

LS: Yeah, that DICK KNAPP does a big job.

FF: Mm hmm.

LS: What is he with the company, the President or what?

FF: No, he used to be, uh, he used to be one of the owners of, uh, ANCHOR MOTOR FREIGHT when he was with ANCHOR MOTOR FREIGHT.

LS: Oh, oh. Now he's with LEASEWAY.

FF: Yeah. Well, LEASEWAY, they bought ANCHOR.

LS: Oh, LEASE, I didn't know LEASEWAY bought ANCHOR and...

FF: Yeah.

LS: . . . he, he kinda inherited it.

FF: Mm hmm.

LS: But he's a pretty big man there.

FF: Pretty big.

LS: Huh? I know they do a lot of warehousing for GENERAL MOTORS and everybody.

FF: Oh yeah. Shit, they, they, hey, uh, LEASEWAY is a, uh, is about a hundred and fifteen, hundred and sixteen companies.

LS: How long will they last with GENERAL MOTORS when their prices keeps going up every year, huh?

FF: They'll last forever.

LS: They, they bid it out. They bid those jobs out.

FF: No, they don't bid it. They, uh.

LS: What do they do?

FF: They, they, they take the logistics and, uh, the way that, uh, the way LEASEWAY's doing these programs, now they're going in on cost plus.

LS: Cost plus? Good. I hope I had a deal like that. Cost plus, boy could you make money, huh?

FF: Right.

LS: Cost plus what, a percentage?

FF: Sure.

LS: That's a, that's the greatest deal in the world. You can't lose.

FF: Right.

LS: Huh? Remember you use to have cost plus contr-, labor contracts no more.